

Docket No. 03762.015700.

Date: January 10, 2011

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of: SUSAN BANBURY ET AL.

Application No.: 10/534,117

For: IMPROVED FORMULATIONS CONTAINING SUBSTITUTED IMIDAZOLE  
DERIVATIVES

Filed: October 6, 2005

Group Art Unit: 1618

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from  
the decision dated July 8, 2010 of the Primary Examiner finally rejecting claims 1 and 3-18.

The item(s) checked below are appropriate.

1. ☒ A Petition for a 3 (three) month extension of time to respond to the final rejection,  
together with the \$1110.00 extension fee under 37 C.F.R. §1.17, was filed herewith.
2. ☐ A Petition for an additional \_\_\_\_\_ month extension of time to take further  
action, together with the \$\_\_\_\_\_ extension fee under 37 C.F.R. §1.17, was filed on \_\_\_\_\_.
3. ☒ Fee \$540.00  
☐ Fee \$270.00 (Verified Statement claiming small entity status is enclosed, if not  
filed previously.)

- ☒ Electronically submitted
- ☐ Not required (fee paid in prior appeal)
- ☐ Charge to Deposit Account No. 06-1205

4. ☒ Any prior general authorization to charge an issue fee under 37 C.F.R. 1.18 to Deposit Account No. 06-1205 is hereby revoked. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 1.16 or 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 06-1205.
5. ☒ Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

Respectfully submitted,

/Elizabeth F. Holowacz/  
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